

PUBLIC SAFETY AND CRIMINAL JUSTICE COMMITTEE

DATE: October 06, 2004

CALLED TO ORDER: 5:00 p.m.

ADJOURNED: 6:26 p.m.

ATTENDANCE

Attending Members

Mary Moriarty Adams, Chairwoman
Sherron Franklin
Lynn McWhirter
William Oliver
Scott Schneider
Steve Talley

Absent Members

Lincoln Plowman

AGENDA

PROPOSAL NO. 578, 2004 - approves an increase of \$928,925 in the 2004 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund and Federal Grants Fund), to cover numerous expenses of the Urban Search and Rescue Task Force such as program management, training, medical screening, ground transport, warehouse renovation costs, canine team support, and equipment acquisition, as well as to cover the deployment costs incurred by Task Force members while serving at the Republican National Convention, financed by a grant from the federal Department of Homeland Security (DHS) - Federal Emergency Management Agency (FEMA)
"Do Pass" Vote: 6-0

PROPOSAL NO. 579, 2004 approves a transfer of \$12,000 and other reductions totaling \$353,000 in the 2004 Budget of the Department of Public Safety to cover increased payroll costs associated with a 27th bi-weekly pay period and to increase the fund balance in the Consolidated County and City Cumulative Capital Development Funds
"Do Pass as Amended" Vote: 6-0

PROPOSAL NO. 580, 2004 - approves a decrease of \$1,475,817 in the 2004 Budget of the Department of Public Safety, Fire Division and Fire Pension Division, for the purpose of increasing the fund balance in the Fire General and Fire Pension Funds
"Do Pass" Vote: 6-0

PROPOSAL NO. 581, 2004 - approves an increase of \$10,000 in the 2004 Budget of the Marion County Justice Agency (Law Enforcement Fund) for purposes of the Marion County Justice Agency to cover additional contractual expenses incurred
"Do Pass" Vote: 6-0

PROPOSAL NO. 582, 2004 - approves a transfer of \$1,186 in the 2004 Budget of the Marion Superior Court (State and Federal Grants Fund) to transfer Character 02 money to Character 04 to purchase a printer for Access Program
"Do Pass" Vote: 6-0

PROPOSAL NO. 583, 2004 - approves a transfer of \$2,181 in the 2004 Budget of the Marion Superior Court (State and Federal Grants Fund) to transfer fringes money to regular salaries, due to excess fringes
"Do Pass" Vote: 6-0

PROPOSAL NO. 584, 2004 - approves an increase of \$48,431 in the 2004 budget of the Marion Superior Court (Drug Testing Lab Fund) to fund fringe expenses
"Do Pass" Vote: 6-0

PROPOSAL NO. 585, 2004 - approves a transfer of \$400,000 in the 2004 Budget of the Marion Superior Court (County General Fund) to transfer Character 01 money to Characters 02 and 03, to fund food at the Juvenile Center and to fund expenses for the remainder of the year for jurors, psychological evaluations and interpreters
"Do Pass" Vote: 6-0

PROPOSAL NO. 586, 2004 - approves an increase of \$15,000 in the 2004 budget of the Marion Superior Court, Juvenile Division (County Grants Fund), to purchase books for Youth Programs, funded by a grant from the Lumina Foundation for Education
"Do Pass as Amended" Vote: 6-0

PROPOSAL NO. 587, 2004 - approves an increase of \$757,654 in the 2004 Budget of Marion Superior Court (State and Federal Grants Fund) to appropriate Juvenile Accountability Block Grant #6 for year 2004/2005, funded by grants from the Indiana Criminal Justice Institute
"Do Pass" Vote: 5-1

PUBLIC SAFETY AND CRIMINAL JUSTICE COMMITTEE

The Public Safety and Criminal Justice Committee of the City-County Council met on Wednesday, October 06, 2004. Chairwoman Mary Moriarty Adams called the meeting to order at 5:00 p.m. with the following members present: Sherron Franklin, Lynn McWhirter, William Oliver, Scott Schneider and Steve Talley. Absent was Lincoln Plowman.

PROPOSAL NO. 578, 2004 - approves an increase of \$928,925 in the 2004 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund and Federal Grants Fund), to cover numerous expenses of the Urban Search and Rescue Task Force such as program management, training, medical screening, ground transport, warehouse renovation costs, canine team support, and equipment acquisition, as well as to cover the deployment costs incurred by Task Force members while serving at the Republican National Convention, financed by a grant from the federal Department of Homeland Security (DHS) - Federal Emergency Management Agency (FEMA)

William Brown, The Coordinator of Urban Search and Rescue (USAR) Task Force, stated the grant award for 2005 was \$1,003,000. The request is to appropriate \$928,925 so the Controller's Office can set up the proper accounting Characters that will allow USAR to pay the salaries of **three positions**, pay for **transportation packages** and **purchase additional equipment**. These are requirements by the Federal Emergency Management Agency (FEMA). Mr. Brown stated that later in the 2005 budget year USAR will be back in front of the Council to appropriate the remaining balance.

Todd Tande, Chief Financial Officer, stated that these funds are all grant funds and no general funds will be impacted.

Councillor McWhirter moved, seconded by Councillor Oliver, to send Proposal No. 578, 2004 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-0.

Mr. Brown stated that the Council members should receive an invitation to an open house at the equipment cash site to see the equipment and have lunch.

PROPOSAL NO. 579, 2004 approves a transfer of \$12,000 and other reductions totaling \$353,000 in the 2004 Budget of the Department of Public Safety to cover increased payroll costs associated with a 27th bi-weekly pay period and to increase the fund balance in the Consolidated County and City Cumulative Capital Development Funds

Barbara Lawrence, City Controller, stated that Proposal Nos. 579 and 580, 2004 are introduced as a result of the budget reduction efforts by the city. She stated that in some instances there is a need to reduce the fund balance to meet the Department of Local Government Finance (DLGF) requirements in terms of expenditures and budget fund balance going into 2005.

She explained that there is an amendment for Proposal 579, 2004 to cover the cost of a vehicle lease for emergency management.

Ms. Lawrence made reference to Exhibit A, that shows the break down where each reduction was made. She stated that when the Controller's office went into the budget process, it was considered to be more of a partnership between the Controller's office and the individual departments to assist in preparing the overall 2005 budget.

Councillor Talley moved, seconded by Councillor Schneider, to amend Proposal No. 579, 2004 as per the Exhibit B (the amendment). The motion carried by a vote of 6-0.

[Clerk's note: Exhibits A and B can be found with the original set of minutes in the Council office]

Councillor Franklin asked which department is leasing the vehicle. Ms. Lawrence stated it was the Emergency Management. Councillor Franklin asked if Emergency Management looked at other options besides leasing vehicles. Ms. Lawrence stated that these are lease-purchase agreements. At the end of the lease, Emergency Management would own that vehicle.

Councillor Talley moved, seconded by Councillor Schneider, to send Proposal No. 579, 2004 to the full Council with a "Do Pass as Amended" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 580, 2004 - approves a decrease of \$1,475,817 in the 2004 Budget of the Department of Public Safety, Fire Division and Fire Pension Division, for the purpose of increasing the fund balance in the Fire General and Fire Pension Funds

Ms. Lawrence stated that during the budgeting process, projections were made regarding the number of retirements and the number of expenditures that may be needed for pensions. Fortunately the money projected was not needed, so it will be returned to the fund balance.

Councillor McWhirter asked what the effect is from putting the money back in to the fund balance. Ms. Lawrence stated that this is money allocated for pension's and will be available for next year's pension as needed.

Councillor Oliver moved, seconded by Councillor Talley, to send Proposal No. 580, 2004 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 581, 2004 - approves an increase of \$10,000 in the 2004 Budget of the Marion County Justice Agency (Law Enforcement Fund) for purposes of the Marion County Justice Agency to cover additional contractual expenses incurred

Dustin Schreiber, Chief Financial Officer of the Marion County Justice Agency (MCJA), stated that this proposal will appropriate \$10,000 for 2004 Law Enforcement Fund budget, that will be used by the MCSD to pay for record fees, towing expenses and other contractual expenses that occurred throughout this year.

Councillor Schneider moved, seconded by Councillor Talley, to send Proposal No. 581, 2004 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 582, 2004 - approves a transfer of \$1,186 in the 2004 Budget of the Marion Superior Court (State and Federal Grants Fund) to transfer Character 02 money to Character 04 to purchase a printer for the Access Program

Mark Renner, Marion County Superior Court Administrator, stated that this is grant money from 2003/2004 to be transferred from Character 02 to Character 04 to buy a printer.

Councillor Talley moved, seconded by Councillor Oliver, to send Proposal No. 582, 2004 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 583, 2004 - approves a transfer of \$2,181 in the 2004 Budget of the Marion Superior Court (State and Federal Grants Fund) to transfer fringe money to regular salaries due to excess fringes

Mr. Renner stated that the Court is asking to transfer \$2,181 of grant funds to cover fringe benefits that were not placed into the budget. He stated that they did not count on the increases in health insurance.

Councillor Talley moved, seconded by Councillor Oliver, to send Proposal No. 583, 2004 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 584, 2004 - approves an increase of \$48,431 in the 2004 budget of the Marion Superior Court (Drug Testing Lab Fund) to fund fringe expenses

Mr. Renner explained that the court is asking to transfer some money in the Drug Testing Lab Fund to cover fringe benefit expenses for some of the employees that had not been included in the original budget.

Councillor Talley moved, seconded by Councillor Oliver, to send Proposal No. 584, 2004 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 585, 2004 - approves a transfer of \$400,000 in the 2004 Budget of the Marion Superior Court (County General Fund) to transfer Character 01 money to Characters 02 and 03, to fund food at the Juvenile Center and to fund expenses for the remainder of the year for jurors, psychological evaluations and interpreters

Mr. Renner stated that this proposal will transfer \$400,000 from Character 01 to Characters 02 and 03. He explained that Sue Patterson had advised the Public Safety and Administration and Finance Committees that there would be shortfalls in Character 03 during their joint committee meeting earlier this year.

Councillor Talley moved, seconded by Councillor Oliver, to send Proposal No. 585, 2004 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-0.

[Clerk's note: Council took 5-minute recess]

PROPOSAL NO. 586, 2004 - approves an increase of \$15,000 in the 2004 budget of the Marion Superior Court, Juvenile Division (County Grants Fund), to purchase books for Youth Programs, funded by a grant from the Lumina Foundation for Education

James Payne, Presiding Judge of Juvenile Court, stated that for a number of years there has been a conference called, "Putting the Pieces Together," and this conference involves 400-600 people from different communities teaching individuals about services regarding problems, issues, and concerns of youth. Judge Payne stated that this program is to encourage and challenge the community to provide every child that comes into the court system with a book bag or a backpack and 25 books. He stated that the Lumina Foundation has given a grant for \$1,500 to purchase the book bags or backpacks.

Councillor Talley moved, seconded by Councillor McWhirter, to change the language in Proposal 586, 2004 as per Exhibit C. The motion carried by a vote of 6-0

[Clerk's note: Exhibit C can be found with the original set of minutes in the Council office]

Councillor Schneider asked about the Lumina Foundation. Judge Payne explained that it is a well-known national organization that does all sorts of educational programs. Councillor Schneider asked why

the local match is \$35,000 if the grant is only for \$1,500. Dan Jones, Deputy Auditor, stated that this is not a cash match. It is an in-kind match, and those resources have already been appropriated. The funds are appropriations already within the Court's budget. Judge Payne stated that there is no new money involved.

Councillor Talley moved, seconded by Councillor McWhirter, to send Proposal No. 586, 2004 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 587, 2004 - approves an increase of \$757,654 in the 2004 Budget of Marion Superior Court (State and Federal Grants Fund) to appropriate Juvenile Accountability Block Grant #6 for year 2004/2005, funded by grants from the Indiana Criminal Justice Institute

Judge Payne stated that the Federal Government made funding available to local communities and called this funding the Juvenile Accountability Block Grant (JABG). He stated that the concept is that the Federal Government provides funding for prevention and intervention based on the increasing youth violence over the last few years. The Federal Government wanted to create programs that would hold youth accountable for their own actions. This grant would be used for information, prosecutor training, police training, etc. One of the requirements was that each community would put together a community committee to look at the issues and concerns within that community addressing how to hold children accountable for their actions. Judge Payne stated that this is the sixth round of the grant running from November 1, 2004 to October 3, 2005. He stated the funding comes from the Federal Government through the Indiana Criminal Justice Institute (ICJI) and then is given to each community. If this money is not used, it will go back to the Federal Government.

Wayne Dickinson, citizen, stated that Judge Payne does a great job working with the Juveniles. He stated that the education system has produced much of the juvenile problems.

Councillor Talley stated that he does not agree that the school system is the problem by itself, but that it is a shared responsibility among the school system, the parents, the police officers and the community as a whole.

Councillor Schneider stated that he will not support this proposal because he does not think that this program is effective.

Councillor Franklin asked what happens to any money not used. Mr. Jones stated that the money stays with the grant. If the money is not used, then JABG can get a modification and have it re-appropriated to different programs, or it would go back to ICJI for re-appropriation throughout the state. Judge Payne stated that the funds will first be offered to every other community in the state of Indiana and then it would be returned to ICJI.

Mr. Jones stated that there is an in-kind match that is salary dollars: \$72,837 from the County General Fund, \$7,967 from the Indianapolis Police Department, and the outside vendors are pledging \$4,380.

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Councillor Talley moved, seconded by Councillor McWhirter, to send Proposal No. 587, 2004 to the full Council with a “Do Pass” recommendation. The motion carried by a vote of 5-1.

CONCLUSION

With no further business pending, and upon motion duly made, the Public Safety and Criminal Justice Committee of the City-County Council was adjourned at 6:26 p.m.

Respectfully submitted,

Mary Moriarty Adams, Chairwoman
Public Safety and Criminal Justice Committee

MMA/rp